

07/27/05 WED 12:09 FAX 4032423851

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JUL 27 2005

PTO/SB/21 (09-04)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

5

Application Number

US appl. 10/520,707 (IA No. PCT/CA03/01028)

Filing Date

US filing 01/10/2005 (IA filing 07/08/2003)

First Named Inventor

Kinzel

Art Unit

Examiner Name

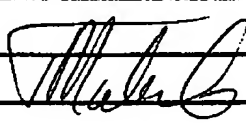
Attorney Docket Number

152.8

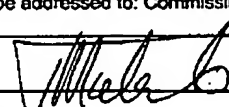
**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Declaration filed under PCT Rule 4.17(iv)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input checked="" type="checkbox"/> Reply to Missing Parts/Incomplete Application	<b>Remarks</b>	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Reply to Notification of Missing Requirements under 35 USC 371 in the US Designated/Elected Office (DO/EO/US) (copy of Notification also enclosed)	

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Thomas E. Malyszko		
Signature			
Printed name	Thomas E. Malyszko		
Date	July 27, 2005	Reg. No.	39,466

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Thomas E. Malyszko	Date	July 27, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

By FAX TO 703-872-9306

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JUL 27 2005

**IN THE UNITED STATES PATENT AND TRADEMARKS OFFICE**

US Appl. No. : **10 / 520,707** Confirmation no. 2545  
International Appl. No.: **PCT / CA03 / 01028**  
Applicant : Kinzel  
Title : Automobile Sunroof Deflector Assembly  
US Filing Date : 01/10/2005  
IA Filing Date : 07/08/2003  
TC/AU : n/a  
Examiner : n/a

Docket no : 152.8  
Customer no. : 26,109

Commissioner for Patents  
P.O. Box 1450  
Alexandria , VA, U.S.A. 22313-1450

**RESPONSE TO  
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 USC 371  
IN THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Sir:

This is in response to the enclosed Notification for the above-noted application.

Applicant submits that a new Declaration is not required since an original executed Declaration of the sole inventor (copy enclosed) was previously submitted with the filing of this international application under PCT Rule 4.17(iv). The enclosed Declaration shows the international application number stamped at the top right corner by the PCT receiving office, indicating receipt of the signed Declaration with the PCT filing documents. Applicant therefore submits that this US application fully complies with 37 CFR 1.497 (a) and (b), and that no surcharge is required.

Applicant also requests correction of the agent's correspondence address to remove the duplicate "205" as indicated in the enclosed Notification.

Respectfully submitted,

By:



Thomas E. Malyszko, Reg. No. 39,466  
Tel.: (403) 540-3204  
Date: July 27, 2005



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/520,707	Stanley Grant Kinzel	152.8

INTERNATIONAL APPLICATION NO.
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PCT/CA03/01028

LA. FILING DATE	PRIORITY DATE
07/08/2003	07/08/2002

Thomas E Malyszko  
 Patent & Trade Mark Agent  
 Suite 700 205 ~~205~~ 5th Avenue S W  
 Calgary Alberta  
 Canada T2P 2V7,  
 CANADA

REMOVE / CORRECT

CONFIRMATION NO. 2545

371 FORMALITIES LETTER



\*OC000000016480233\*

Date Mailed: 07/11/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 01/10/2005
- Copy of the International Search Report filed on 01/10/2005
- Request for Immediate Examination filed on 01/10/2005
- U.S. Basic National Fees filed on 01/10/2005
- Assignment filed on 01/10/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65-Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/520,707	PCT/CA03/01028	152.8

FORM PCT/DO/EO/905 (371 Formalities Notice)